G. R. S. 59]

GENERAL AND REVENUE SECRETARIAT.

1907.
(Mysore)

File No. 227

Serial Nos. 1—6

Papers Filed.

Month June 1908.

SUBJECT.

Rejects the appeal petition of Chikka Linge Gowda of Ajjahalli in the Chikkanayakanahalli Taluk re. the granting of license to conduct the Parishe of Bire Devaru at Ajjahalli.

PREVIOUS REFERENCES. LATER REFERENCES.

MUZRAI SECRETARIAT.

OFFICE NOTE.

File No. 227-07

SUBJECT.

Petition of Chikka Linge Gowda of Ajjahalli in the Chiknaikanahalli Taluk, appealing against the Tumkur Dy Commr's order declining to grant license to conduct the Parishe of Bire Devarn at Ajjahalli.

From

The Deputy Commissioner, Tumkur District

Letter No. 563, dated 24th April 1908.

Chikka Linge Gowda and others of Ajjahalli, Chiknaikanhalli Taluk, pujaries of Beeredevarn, petitioned the Govt appealing against the order of the Tumkur Deputy Commissioner, declining to grant license to conduct the parishe of the Devarn. The appeal petition was forwarded to the Deputy Commissioner for enquiry and report and for the submission of the records of the case.

The Deputy Commissioner has now submitted a report in it, he says that the Moola Kyeakru of Bire Devarn is in one village(?) and that there is a

matter dispute is to whether the Utsava Vigraha should be at Appahalli or Settikere, and that the petitioner also himself admits that the dispute has gone up before the Chief Court of Mysore in appeal. The Deputy Commissioner further states that, while matters are in this stage, it will not be wise to allow the idol to be removed from its safe place of deposit and paraded by one faction, on the mere plea of the petitioners that a parishe has nothing to do with the habitat of the idol, as there is no knowing to what pitch the feeling of the opposite faction, who are still expecting a decision in their favour may be roused. He adds that the question having been referred to him by the Amildar, he held an enquiry, and passed orders as a District Magistrate, declining to grant the license. In conclusion, he expresses the opinion that Govt ought not to interfere in a matter which is pending disposal in the Chief Court.

The Deputy Commissioner further states that the temple in question is not a Muzrai institution, and adds that the records connected with the case have been returned to the Taluk Magistrate, and, should Govt still require them, they will be obtained through the judicial deptt, and submitted

GPB--1,000--11-6-0.

Subd with a draft Endt
hf 4 Sw

Muzrai Secretariat | File No. of 190..

Muzrai Secretary's remarks:—

On the petition of Chickalinge Gowda of Ajjehalli, the 2nd Council was pleased to order " Presented by Mr. Sa. Ramaswamiengar. Call for records and post case."

The report from the Dr Commr. shows that the temple is not a Muzrai institution and it appears that Govt interference is not called for. A draft Endt is submitted for approval. Orders are solicited as to whether Mr Sa. Ramaswamiengar should be heard. In the interests of public peace the District Magistrate has enforced the terms of the licence.

Not necessary 15/5/08

452
Submitted to the 2nd Council Mar

Approved

BVR 6/5/08

5/5/08

Issue the draft — Put up GK 6/5/08

File No. : of 190 Muzrai Secretariat

GPB—3,000—25-9-07

Before the Government of Mysore.

Petition No 1/47 of 1907 08

Petitioner - Chikkinge gowda of ajjekally.

The Petitioner begs leave respectfully to State

i That he is with others is the Poojari of Beeradevaru and is in possession of the Utsava Vigraha at Ajjekally Chiknaikanhally Taluk.

ii That in view of conducting the Parishe for which devotees from distant places had gathered in large numbers, the Petitioner applied to the Taluk Amildar for issue of a license to take the idols to the village of Makanally, the original seat of the Deo.

iii That a few ~~persons~~ of the villagers of Shettikere of the same taluk objected on the ground that the question of the idols should be located (at Shettikere or Ajjekally) is pending decision in the Chief Court

4.

iv That the Amildar delayed the issue of the license And on the Petitioners Complaint to the Deputy Commissioner, preferred after some Enquiry, to refer the matter for orders of the Deputy Commissioner and that officer has in the Endorsement herewith Submitted Stated that no license can be granted for the Pareshe until the matter is finally disposed of.

v That the celebration of the Pareshe which takes place once in 3 or 4 years and as the Bhaktas can spare time to attend it is independent of the question as to the habitat of the idol and the Judgment of the Munsiff given in favor of the objection does not prohibit it. May in a way Countenance it (vide para 45)

vi That the Deputy Commissioner has erred in not seeing this Apprehension and his Order denying to the Petitioner and to the numerous devotees assembled with all

the

necessary to celebrate the
arrest he is alike unjustifiable and arbitrary

vii And

The Petitioner therefore humbly and respectfully prays the Government to be pleased to call for the papers and after ~~Examining~~ Enquiring the same, pass such orders as may seem to Government just and proper.

Bangalore
1st April 08

B Rama Aiengar
Advocate for the
Petitioner

Government of H H the Maha Rajah

IN THE COURT OF

Mysore Bangalore

Petition No. of 1907-08

Petitioner Chikkaluge gowda of Ajjehally.

Plaintiff.
Appellant.

Vs.

Defendent.
Respondent.

I. Chikkaluge gowda. Petitioner - - -

~~in the cause above~~, do hereby appoint **Mr.** Sri. Ramaswami Iyengar

an Advocate of the Chief Court of Mysore as my pleader and empower him to make or do on my behalf all appearance application or act in or to the ~~Court~~ Government required or authorised by law and I hereby agree to be bound by all such appearance application or act as if made or done by me personally.

In witness whereof I put signature hereunto this the 30th day of March 1908. ಚಿಕ್ಕಲುಗೌಡ

I certify that this Vakalátnama was signed in my presence and I accept it.

B. Rama Iyengar.

Advocate.

Printed by H. R. Misser, at the Town Press, Bangalore—1898.

as per es. order

Muz. 1]

190

From

To

The Dy comm^r

Tumkur Dist^t

Dated

Despatched 14th April 1908

Received

General No. 4381 E-3

No.

Enclosure No. Extract

Has the honor to forward herewith petition registered no 4018 Dy 1st April 1908 from Chicklinge Gowda of Arjehally, Chicknaikanhally Taluk appealing against the Dy Commrs order declining To grant licens to construct the Pariahe of Beeradevaru

2) The Dy Commissioner is requested to enquire into the matter and submit a detailed report together with the records of enquiry

By order

Secretary

GPL—3,000- 19-9-07

Not^d to the pet^r 4/4/08

No 4382 Dy 14/4/1908
4. 4.

Endorsement granted to Chicklinge Gowda of Ajjchally, Chickmaikna-halley Taluk, through his Counsel Mr M Ramaswamy Iyengar, with ref to his petition registered no 4018 dated 1st April 1908 appealing against the Tumkur Dy Comm's order declining To grant the license for the Beeradevara Parishe

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In reply, the petitioner is informed that his appeal petition forwarded has been ~~refd~~ for report To the Dy. Comm, Tumkur Distt.

By order

Dy 6/4/08

Asst Secretary.

1907 127 563

From The Deputy Commissioner Tumkur District

To The Secretary to the Govt. of Mysore Genl & Rev dept.

Dated 24th } dept.
Despatched 25th } April 08
Received

General No. 563
No.

Enclosure No. Three.

Submit a full report (~~together with~~ ~~[illegible]~~) connected with the refusal to grant license to conduct the Parishe of Bire devaru at Ajjahalli on the Chikanayakan-halli Taluk —

forwarded to the Secretary to Govt. Mysore Genl & Rev Department for disposal.

K-Raghavendra Rao
28-4-08.

To Secretary to Govt
SW Genl & Rev Deptt.

4345
28.4.08

Necessary submit with a note for orders early

28/4/08
VP

Office of the Dy
Tumkur District

Dated 24th April 1908

From.

K. Doraswamy Iyer Esq
Deputy Commissioner

To.

C. S. Balasundaram Iyer Esq B.A.
Secretary to the Government of Mysore
General and Revenue Departments.

Sir,

With reference to your docket No 4381 of the 14th instant calling for a report with the records of enquiry connected with the refusal to grant license to conduct the Parshe of Bire Dévaru at Ajjanahalli in the Chiknayakanahalli Taluk, I have the honor to state that in his appeal petition the petitioner Chikkalingegowda of Ajjanahalli admits that the question of the location of the Utsava Vigraha of Bire Dévaru is Sub judice. The Mulavigraha is in one Village but there

is

warm dispute as to whether the Ulsava Vigraha should not be in another and this hot contest on the Civil side between the Villagers of Ajjenahalli and those of Sattikere has gone up to the Chief Court of Mysore in appeal.

2. While matters are in this stage the Ajjenahalli Villagers on the plea that a parashe has nothing to do with the habitat of the idol, wish to have it all their own way and hold a parashe.

3. When once the idol is removed from its Safe place of deposit and paraded by one faction, there is no knowing to what pitch the feeling of the opposite faction, who are still expecting a decision in their own favour, may be roused.

4. The Amildar magistrate under these circumstances wisely refrained from granting any license, and the question came up before me as District magistrate. The Ajjenahalli Villagers appeared before me and admitted as.

as to the ex of the
referred to.

5 On this and on perusal of the records submitted by the Amildar magisthate, I declined to grant a licence as I did not wish to be responsible for a breach of the peace.

6 I think we ought not to interfere in a matter that is pending disposal in the Chief Court

7 I may also add that this Sivaramu Devaru temple is not a muzrai Institution.

8 The records have been returned to the Taluk magisthate and should Government still require them, they will be obtained through the Judicial Department and forwarded.

9 The enclosures of the letter under reply are herewith returned.

I have the honor to be
Sir,
Your most obedient Servant

K Srinivasa
For Deputy Commissioner

MRD

Draft approval.

Muzrai 514

6/5

Endorsement granted to Chikka Linge Gowda and others of Ajjahalli, Chikmackanahalli Taluk, pujaries of Beere Davaru*, with reference to their petition Reg^d No 4078, dated 1st April 1908, appealing against the order of the Deputy Commissioner, Tumkur District, declining to grant license to conduct the parishe of the Dwarm

* through their advocate Mr S.N. Ramaswamy Iyengar, Bangalore.

No 4946 B/12.5.08
Encore.

In reply, the petitioners are informed that the temple in question not being a Muzrai Institution, the Govt in the Muzrai Deptt declin- do not see any reason to interfere with the D^y Commissioners order, appealed against. These appeal petition is accordingly rejected

By Order,

Secretary

6/5/08

Initials 6/5/08

No 4941

Copy to the D^y Comm^r, Tumkur Dt, with reference his letter No 563, dated 24th April 1908

By order,

Secretary

R.S. 311

MYSORE GOVERNMENT
From 4845
1/6/08

No. J. 3616 Genl. 3
Police 107

The Offg. Secretary to the Government of His Highness
the Maharaja of Mysore, Genl. and Rev. Dept.

To

The Secretary to Government,

Muzrai Department.

Dated Bangalore, the 30th May 1908.

Genl. and Rev Secretariat.

Sir,

In forwarding herewith the accompanying application* of Mr. S.N.Ramaswamiengar, Advocate re the conduct of the Parishe of Biredevaru of Ajjahalli together with its enclosures*, I am directed to request that the file of papers relating to the case may be sent to this office for reference.

* to be kindly returned with the reply.

I have the honour to be,

Sir,

Your most obedient servant,

For Secretary to Government.

(PB—5,000—,,08

S.C.R.

Muz. 1 A]

From Manjapuram 190

To

The Secretary to Government

Gen: and Rev: Department.

Dated

Despatched 12/6/1908

Received

General No. 5543

No

Enclosure No. one file

Sir,

As requested in your letter No 3616 Police 1-07 dated 30th May 1908, I am directed to forward herewith the entire file relating to the Conduct of Paindhe of Beere Devam of Ajjakatti in the Chickmagalur Kadur Taluk and to request its views when they returned ~~of the file~~

GPB—3 000—21 7 06

no longer required.

The application of Mr. S. N. Ramaswami Iyengar is also returned herewith.

Thanks etc.

Yours

Secretary to Govt

Revenue Department